

## SENATE BILL No. 273

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 7.1-3-20-13.7.

**Synopsis:** Three-way permits in unincorporated towns. Provides that a three-way permit issued to a restaurant in an area within an unincorporated town and the area that extends 1/2 mile outside the unincorporated town is considered a permit issued in an unincorporated town for purposes of the quota and does not have to satisfy the annual or monthly gross food sales requirements. Provides that an unincorporated town is an area: (1) delineated by the United States Census Bureau as a Census Designated Place during the most recent federal decennial census; (2) has a name that it has been known by for more than 10 years; and (3) does not meet the requirements for an incorporated town. Requires the county surveyor to certify that an area meets the requirements.

**Effective:** July 1, 2015.

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**Arnold J**

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January 7, 2015, read first time and referred to Committee on Public Policy.

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First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

## SENATE BILL No. 273

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 7.1-3-20-13.7 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2015]: **Sec. 13.7. (a) The commission may**  
4 **grant a three-way permit to the proprietor of a restaurant that**  
5 **meets the requirements of section 9 of this chapter and is located**  
6 **within an area composed of both of the following:**

7       **(1) The area within an unincorporated town. For purposes of**  
8 **this section and IC 7.1-3-22-3, an unincorporated town is an**  
9 **area:**

10       **(A) delineated by the United States Census Bureau as a**  
11 **Census Designated Place during the most recent federal**  
12 **decennial census;**

13       **(B) that has a name and has been known by that name for**  
14 **more than ten (10) years; and**

15       **(C) that does not meet the requirements of an incorporated**  
16 **town (as defined in IC 36-5-1-11.5).**



- 1           (2) The area that extends one-half (1/2) mile outside the area  
2           described in subdivision (1).  
3           (b) A three-way permit issued to a restaurant located within the  
4           area described in subsection (a), shall be considered a permit  
5           issued to a restaurant in an unincorporated town and subject to the  
6           quota requirements of IC 7.1-3-22-3.  
7           (c) A restaurant located within the area described in subsection  
8           (a) may not:  
9           (1) be considered a restaurant located outside the corporate  
10           boundaries of a city or town for purposes of sections 12 and  
11           13 of this chapter; and  
12           (2) does not have to satisfy the annual or monthly gross food  
13           sales requirements contained in those sections to obtain a  
14           three-way permit.  
15           (d) The county surveyor of the county in which the restaurant  
16           is located or is proposed to be located shall certify that an area  
17           meets the requirements of subsection (a).

